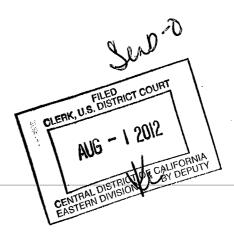
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## UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff,

Case No.: 12-1850 M

CARLOS Overdono-Toeres

ORDER OF PRETRIAL (18 U.S.C. §§ 3142(e), (i))

T.

- ( ) On motion of the Government in a case that involves: A.
  - ( ) a crime of violence, a violation of 18 U.S.C. § 1591, or an 1. offense listed in 18 U.S.C. § 2332b(g)(5)(B) for which a maximum term of imprisonment of ten years or more is prescribed.
  - 2. an offense for which the maximum sentence is life ( ) imprisonment or death.
  - ( ) 3. an offense for which a maximum term of imprisonment of ten years or more is prescribed in the Controlled Substances Act, the Controlled Substances Import and Export Act, or the Maritime Drug Law Enforcement Act.

1	4. ( ) any felony if defendant has been convicted of two or more		
2	offenses described above, two or more state or local offenses		
3	that would have been offenses described above if a		
4	circumstance giving rise to federal jurisdiction ha	ad existed, or	
5	combination of such offenses		
6	5. () any felony that is not otherwise a crime of violen	ce that	
7	involves a minor victim, or that involves possessi	on or use of a	
8	firearm or destructive device or any other dangerous weapon,		
9	or that involves a failure to register under 18 U.S	.C § 2250.	
10	B. On motion () by the Government / ( ) of the Court sua sponte in a case		
11	that involves:		
12	1. (X) a serious risk defendant will flee.		
13	2. ( ) a serious risk defendant will:		
14	a. () obstruct or attempt to obstruct justice.		
15	b. ( ) threaten, injure or intimidate a prospective	witness or	
16	juror, or attempt to do so.		
17	C. The Government () is / () is not entitled to a rebuttable presumption that		
18	no condition or combination of conditions will reasonably assure		
19	defendant's appearance as required and the safety or any person or the		
20	community.		
21			
22	II.		
23	The Court finds that no condition or combination of condition	s will	
24	reasonably assure:		
25	A. (X) the appearance of defendant as required.		
26	B. (K) the safety of any person or the community.		
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Case 2:12-cr-00827-MWF Document 6 Filed 08/01/12 Page 2 of 4 Page ID #:17

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1	based on:			
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5	D.	( ) Defendant has not rebutted by sufficient evidence to the contrary the		
6		presumption provided in 18 U.S.C. § 3142(e) that no condition or		
7		combination of conditions will reasonably assure the appearance of		
8		defendant as required.		
9	E.	( ) Defendant has not rebutted by sufficient evidence to the contrary the		
10		presumption provided in 18 U.S.C. § 3142(e) that no condition or		
11		combination of conditions will reasonably assure the safety of any		
12		other person and the community.		
.13		VI.		
14	A.	IT IS THEREFORE ORDERED that defendant be detained prior to trial.		
15	В.	IT IS FURTHER ORDERED that defendant be committed to the custody of		
16	the Attorney General for confinement in a corrections facility separate, to			
17	the extent practicable, from persons awaiting or serving sentences or being			
18		held in custody pending appeal.		
19	C.	C. IT IS FURTHER ORDERED that defendant be afforded reasonable		
20	opportunity for private consultation with counsel.			
21	D.	D. IT IS FURTHER ORDERED that, on order of a Court of the United States		
22		or on request of an attorney for the Government, the person in charge of the		
23		corrections facility in which defendant is confined deliver defendant to a		
24		United States Marshal for the purpose of an appearance in connection with a		
25		court proceeding.		
26	רא דיו די א פר	ED: August 1, 2012 SHERLAYM		
27				
28		United States Magistrate Judge		

Case 2:12-cr-00827-MWF Document 6 Filed 08/01/12 Page 4 of 4 Page ID #:19